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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/622,124	07/18/2003	Martin F. Bachmann	1700.0340001/BJD/SJE	3313
26111	7590	01/26/2007	EXAMINER	
STERNE, KESSLER, GOLDSTEIN & FOX PLLC 1100 NEW YORK AVENUE, N.W. WASHINGTON, DC 20005			BOESEN, AGNIESZKA	
			ART UNIT	PAPER NUMBER
			1648	

SHORTENED STATUTORY PERIOD OF RESPONSE	NOTIFICATION DATE	DELIVERY MODE
3 MONTHS	01/26/2007	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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10/622124

EXAMINER

ART UNIT PAPER

20070103

DATE MAILED:

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**Commissioner for Patents**

The amendment filed on October 18, 2006 canceling all claims drawn to the elected invention and presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03). The remaining claims are not readable on the elected invention because the claims recite non-elected subject matter. In Response on May 4, 2006 Applicant elected species of SEQ ID NO: 4 and SEQ ID NO: 65 without traverse. Consequently the species of SEQ ID NO: 4 and SEQ ID NO: 65 were examined on the merits in Office action of July 20, 2006. In response to the Office action of July 20, 2006 Applicant amended the claims to introduce the non-elected species in the generic claim 1, such as SEQ ID NO: 119. If Applicant amends the claims to recite the originally elected subject matter, claims 1-4, 6-8, 11-15, 19, 21-29, 31-34, 63—66, 68-70, 72, 73, and 75-89 will be examined. Since the above-mentioned amendment appears to be a bona fide attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

Agneslue Boesen  
1/4/07

Stacy B. Chen 1/4/07